IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 27TH JULY 2007 / 5TH SRAVANA 1929

WP(C).No. 12299 of 2007(L)

AGAINST THE ORDER IN EP. 168 /1998 IN
OS.516/1992 of PRINCIPAL SUB COURT, PALAKKAD

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PETITIONER:

M.KRISHNARAJ, S/O NARAYANASWAMI GOUNDER
(LATE), 347 A, ALAKESAN CROSS ROAD,
SAIBABA MISSION POST, COIMBATORE 641011,
TAMIL NADU.

BY ADV. SRI.JACOB SEBASTIAN

RESPONDENTS:

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1. VIJAYA BANK, MANNARKAD BRANCH,
REP. BY ITS BRANCH MANAGER.

2. PRADEEP, S/O GANGADHARAN,
PULLASSERI HOUSE, NAGARIPURAM,
PATHIRIPALA, PALAKKAD.

3. GEETHARAJ, W/O KRISHNARAJ,
347-A, SAIBABA COLONY, ALAKESAN CROSS ROAD NO.1,
COIMBATORE, TAMIL NADU.

BY ADV. SRI.G.SHRIKUMAR
SRI.SREEJITH S.NAIR
SRI.D.KRISHNA PRASAD
SMT.O.K.SANTHA

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 27/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXTS:

EXT.P1: THE TRUE COPY OF THE E.A.463/2005

EXT.P2: -DO- OF THE E.A.208/2007 IN E.P.168/96 OF THE COURT OF THE SUBORDINATE JUDGE, PALAKKAD

EXT.P3: -DO- OF THE MEDICAL CERTIFICATE EXPLAINING THE ILLNESS OF THE PETITIONER

EXT.P4: -DO- OF THE E.A.209/2007 PRAYING TO STAY FURTHER PROCEEDINGS IN THE E.P

jj /TRUE COPY/

P.A. TO JUDGE

M.N.KRISHNAN, J.

WP(C).No. 12299 OF 2007 L

Dated this the 27th July, 2007.

JUDGMENT

This writ petition is filed seeking a direction against the Subordinate Judge, Palakkad to finally hear and dispose of E.A.Nos:208/07 and 209/07 in E.P.168/96 in O.S.516/92. I am informed that an application to set aside the sale was filed which was dismissed for default and later an application for restoration of that petition also happened to be dismissed and it is to restore that application the present petitions are filed. The prayer in the writ petition is only for expeditious disposal and I therefore direct the learned Subordinate Judge, Palakkad to dispose of the above E.As within a period of three weeks from today and one of the parties can take a copy of the same and produce before the court below for necessary compliance. Writ petition is disposed of accordingly.

M.N.KRISHNAN
Judge

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